117TH CONGRESS
1ST SESSION

# S. _____

To require the Food and Drug Administration to revoke the approval of one opioid pain medication for each new opioid pain medication approved.

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IN THE SENATE OF THE UNITED STATES

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Mr. MANCHIN introduced the following bill; which was read twice and referred to the Committee on _____

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# A BILL

To require the Food and Drug Administration to revoke the approval of one opioid pain medication for each new opioid pain medication approved.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE.**

This Act may be cited as the ''Protecting Americans from Dangerous Opioids Act''.

**SEC. 2. FINDINGS.**

Congress finds as follows:

(1) Opioids killed more than 36,000 people in the United States in 2019, more than any year on record. In 2019, nearly half of all drug overdose

deaths involved a prescription opioid or synthetic opioid.

(2) According to the Centers for Disease Control, 3 out of 4 new heroin users abused prescription opioids before moving to heroin.

(3) The United States makes up only 4.6 percent of the world's population, but consumes 80 percent of its opioid pain medications.

(4) In 2012, health care providers wrote 259,000,000 prescriptions for painkillers, enough for every individual in the United States to have a bottle of pills.

(5) The amount of prescription opioids sold in the United States has nearly quadrupled since 1999 without a reported increase in pain. At the same time overdose deaths involving opioids have also quadrupled since 1999.

(6) In 2020, over 90,000 people are predicted to have died of drug overdose, the highest number on record.

**SEC. 3. REQUIREMENT TO REVOKE APPROVAL.**

(a) IN GENERAL.—Notwithstanding any other provision of law, if the Secretary of Health and Human Services (referred to in this section as the ''Secretary'') approves an application under subsection (b) or (j) of section

505 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355) for an opioid drug, the Secretary shall revoke the approval of another opioid drug previously approved under such subsection (b) or (j).

(b) CONSIDERATIONS.—In determining the drug for which the Secretary will revoke approval pursuant to subsection (a), the Secretary shall—

(1) prioritize revocation of non-abuse deterrent formulations of opioid drugs; and

(2) consider the public health impact of the opioid drug being on the market.